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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

10 UNITED STATES OF AMERICA,) No. CR 11-910 SBA
11 Plaintiff,)
12 v.)
13)
14 CHAD BRANDTS,)
15 Defendant.)
16)
_____)
)

17 Pursuant to Rule 43 of the Federal Rules of Criminal Procedure, defendant Chad Brandts
18 hereby waives his right to be present in person in open court at the May 31, 2012 status
19 conference, and he further agrees to waive his right to be present at any subsequent status
20 conference hearing, including when the case is set for trial, when a continuance is ordered, and
21 when any other action is taken by the Court before or after trial, except upon initial appearance,
22 arraignment, plea, sentencing and at every stage of trial including jury impanelment and return of
23 the verdict. *See Rule 43(a).* Mr. Brandts lives and works in San Diego, so travel to court
24 appearances is difficult. Mr. Brandts hereby requests the Court to proceed in his absence at
25 status conference hearings and further agrees that his interests will be deemed represented at all
26 times by the presence of his attorney, the same as if Mr. Brandts were personally present. Mr.

Stipulated Waiver of Defendant Brandt's Appearance, No. CR 11-0910 SBA

1 Brandts further agrees to be present and ready for trial any day and hour the Court may fix in his
2 absence.

3 Mr. Brandts further acknowledges that he has been informed of his rights under Rule 43
4 and under Title 18 U.S.C. §3161-3174 (Speedy Trial Act), and authorizes his attorney to set
5 times and delays under that Speedy Trial Act without his being present.

6 The parties stipulate and agree to Mr. Brandts's absence as stated above and further
7 agree that his personal presence may be waived for the upcoming May 31, 2012 status
8 conference hearing and at future status conference hearing as set by the Court.

9
10 DATED: 5/24/12

Chad Brandts
CHAD BRANDTS

Defendant

11
12 DATED: May 30, 2012

Stephen Corrigan
STEPHEN CORRIGAN
Assistant United States Attorney

13 DATED: 5/30/12

Neil Smock
NEIL SMOCK
Assistant Federal Public Defender
Counsel for Defendant Brandts

ORDER

3 Pursuant to Rule 43, the stipulation of the parties and the waiver of defendant Chad
4 Brandts, Mr. Brandts's personal appearance is waived for the May 31, 2012 status conference
5 hearing and at any subsequent status conference hearing, including when the case is set for trial,
6 when a continuance is ordered, and when any other action is taken by the Court before or after
7 trial, except upon initial appearance, arraignment, plea, sentencing and at every stage of trial
8 including jury impanelment and return of the verdict.

Dated: 7/2/2012

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HON. DONNA RYU
United States Magistrate Judge